

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

OFFICE AND PROFESSIONAL	)	
EMPLOYEES INTERNATIONAL	)	
UNION, AFL-CIO, LOCAL 2001,	)	
	)	
Plaintiff,	)	
	)	
v.	)	No.: 3:05-CV-164
	)	(VARLAN/GUYTON)
TENNESSEE VALLEY AUTHORITY,	)	
	)	
Defendant.	)	

**ORDER**

For the reasons set forth in the accompanying Memorandum Opinion, the defendant's motion for summary judgment [Doc. 2] is hereby **GRANTED** to the extent that TVA has not agreed to arbitrate the grievance at issue and therefore may not be compelled to do so. Therefore, plaintiff's cross-motion for summary judgment [Doc. 13] is **DENIED** and plaintiff's claims are **DISMISSED with prejudice**. The Clerk is **DIRECTED** to close this case.

IT IS SO ORDERED.

s/ Thomas A. Varlan  
UNITED STATES DISTRICT JUDGE